


**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

KENNETH COLE,	)	
BRIGITTE BROWN,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	C.A. No. 05-270 (KAJ)
	)	
DELAWARE TECHNICAL AND	)	
COMMUNITY COLLEGE,	)	
	)	
Defendant.	)	

**DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

NOW COMES the Defendant, by and through its attorneys, Morris, James, Hitchens and Williams LLP, and hereby moves this Honorable Court for an order entering summary judgment pursuant to Fed. R. Civ. P. 56 in favor of the Defendant Delaware Technical and Community College.

MORRIS, JAMES, HITCHENS & WILLIAMS, LLP

  
\_\_\_\_\_  
David H. Williams (#616)  
dwilliams@morrisjames.com  
James H. McMackin, III (#4284)  
jmcmackin@morrisjames.com  
222 Delaware Avenue  
P.O. Box 2306  
Wilmington, DE 19899  
(302) 888-6900/5849  
Attorneys for Defendant

Dated: April 17, 2006

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF DELAWARE**

KENNETH COLE,  
BRIGITTE BROWN,

Plaintiffs,

V.

DELAWARE TECHNICAL AND  
COMMUNITY COLLEGE,

Defendant.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)

C.A. No. 05-270 (KAJ)

## ORDER

IS HEREBY ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2006, that  
Defendant's Motion for Summary Judgment is GRANTED.

J.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

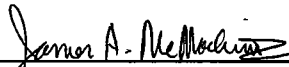
KENNETH COLE,	)	
BRIGITTE L. BROWN,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	C. A. No. 05-270 KAJ
	)	
DELAWARE TECHNICAL AND	)	
COMMUNITY COLLEGE,	)	
	)	
Defendant.	)	

**CERTIFICATE OF SERVICE**

I, James H. McMackin, III, hereby certify that on April 17, 2006, I electronically filed the attached **DEFENDANT'S MOTION FOR SUMMARY JUDGMENT** with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

Jeffrey K. Martin, Esquire  
Lori A. Brewington, Esquire  
Margolis and Edelstein  
1509 Gilpin Avenue  
Wilmington, DE 19806

MORRIS, JAMES, HITCHENS & WILLIAMS LLP



---

David H. Williams (#616)  
dwilliams@morrisjames.com  
James H. McMackin, III, Esquire  
jcmackin@morrisjames.com  
222 Delaware Avenue  
P.O. Box 2306  
Wilmington, DE 19899  
(302) 888-6900/5849  
Attorneys for Defendant

Dated: April 17, 2006